

BEFORE THE TENNESSEE REGULATORY AUTHORITY

NASHVILLE, TENNESSEE

September 25, 2003

IN RE:

**APPLICATION OF BULLSEYE TELECOM, INC. FOR
A CERTIFICATE OF PUBLIC CONVENIENCE AND
NECESSITY TO PROVIDE COMPETING
FACILITIES-BASED LOCAL EXCHANGE
TELECOMMUNICATIONS SERVICES, INCLUDING
EXCHANGE ACCESS TELECOMMUNICATIONS
SERVICES, AND RESOLD LONG DISTANCE
SERVICES IN THE STATE OF TENNESSEE**

DOCKET NO. 03-00126

**AMENDMENT TO INITIAL ORDER
GRANTING CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY**

This matter came before the Hearing Officer of the Tennessee Regulatory Authority (the "Authority" or "TRA") at a Hearing held on August 25, 2003, to consider the *Application for Certificate to Provide Competing Local Telecommunications Services* (the "*Application*") for a certificate of public convenience and necessity ("CCN") to provide competing facilities-based local exchange telecommunications services, including exchange access telecommunications services, in Tennessee filed by BullsEye Telecom, Inc. ("BullsEye") on February 14, 2003. An *Initial Order Granting Certificate of Public Convenience and Necessity* ("*Initial Order*") was issued by the Hearing Officer on September 10, 2003.


On March 27, 2003, BullsEye had filed an *Application for Amended Authority to Provide Facilities-Based Local Exchange Telecommunications Services*, which is the subject of this Amendment, to also include within its CCN the authority to provide resold local exchange

telecommunications services and resold long distance services within the State of Tennessee. These services were inadvertently excluded from the *Initial Order*.

For this reason, the authority to provide telecommunications services within the State of Tennessee granted in the *Initial Order* is amended to also include resold local exchange telecommunications services and resold long distance services. This Amendment is supported by the evidentiary record in this matter and the standards for review set forth in Tenn. Code Ann. § 65-4-201 and in the *Initial Order*.

IT IS THEREFORE ORDERED THAT:

1. The *Initial Order Granting Certificate of Public Convenience and Necessity* issued on September 10, 2003 remains in full force and effect;
2. The *Application for Amended Authority to Provide Facilities-Based Local Exchange Telecommunications Services* of BullsEye Telecom, Inc., which includes resold local exchange telecommunications services and resold long distance services, is approved; and
3. Any party aggrieved by the Hearing Officer's decision in this matter may file a petition for reconsideration within fifteen (15) days from and after the date of this Order.



Kim Beals, Presiding as Hearing Officer
for Randal Gilliam